

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

ADRIAN TOSCANO,) NO. CV 08-02722 DOC (SS)
Petitioner,) ORDER ADOPTING FINDINGS,
v.) CONCLUSIONS AND RECOMMENDATIONS
FERNANDO GONZALEZ, Warden,) OF UNITED STATES MAGISTRATE JUDGE
Respondent.)

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all of the records herein, the Magistrate Judge's Report and Recommendation, and Petitioner's Objections. After having made a de novo determination of the portions of the Report and Recommendation to which Objections were directed, the Court concurs with and adopts the findings and conclusions of the Magistrate Judge.

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1 Accordingly, IT IS ORDERED THAT:

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3 1. The Petition is DENIED and Judgment shall be entered dismissing
4 this action with prejudice.

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6 2. The Clerk shall serve copies of this Order and the Judgment
7 herein by United States mail on Petitioner and on counsel for
8 Respondent.

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10 Dated: May 7, 2010

David O. Carter

11 DAVID O. CARTER
12 UNITED STATES DISTRICT JUDGE
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